

11-07-05

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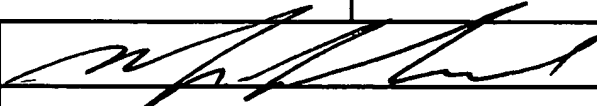
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TYPE 1 NOV 04 2005 TRANSMITTAL FORM (to be used for correspondence after initial filing) PATENT & TRADEMARK OFFICE	Application Number	10/679,161
	Filing Date	10/03/2003
	First Named Inventor	Yoshiyuki Okamoto, et al.
	Art Unit	3753
	Examiner Name	John K. Ford
Total Number of Pages in This Submission	Attorney Docket Number	4041J-000332/DVA

ENCLOSURES (check all that apply)		
☐ Fee Transmittal Form ☐ Fee Attached ☒ Amendment / Reply ☐ After Final ☐ Affidavits/declaration(s) ☐ Extension of Time Request ☐ Express Abandonment Request ☐ Information Disclosure Statement ☐ Certified Copy of Priority Document(s) ☐ Response to Missing Parts/ Incomplete Application ☐ Response to Missing Parts under 37 CFR 1.52 or 1.53	☐ Drawing(s) ☐ Licensing-related Papers ☐ Petition ☐ Petition to Convert to a Provisional Application ☐ Power of Attorney, Revocation Change of Correspondence Address ☐ Terminal Disclaimer ☐ Request for Refund ☐ CD, Number of CD(s) ____	☐ After Allowance Communication to Technology Center (TC) ☐ Appeal Communication to Board of Appeals and Interferences ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) ☐ Proprietary Information ☐ Status Letter ☒ Other Enclosure(s) (please identify below): Return Receipt Postcard
Remarks: The Commissioner is hereby authorized to charge any additional fees that may be required under 37 CFR 1.16 or 1.17 to Deposit Account No. 08-0750. A duplicate copy of this sheet is enclosed.		

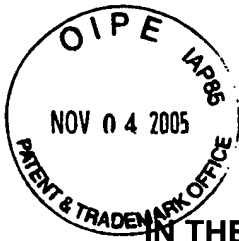
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm or Individual name	Harness, Dickey & Pierce, P.L.C.	Attorney Name	Michael J. Schmidt
Reg. No.	34,007		
Signature			
Date	November 4, 2005		

CERTIFICATE OF TRANSMISSION/MAILING			
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Typed or printed name	Michael J. Schmidt	Express Mail Label No.	EV 717 344 653 US (11/4/2005)
Signature		Date	November 4, 2005

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EV 717 344 653 US



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.: 10/679,161
Filing Date: 10/03/2003
Applicant: Yoshiyuki Okamoto, et al.
Group Art Unit: 3753
Examiner: John K. Ford
Title: COOLING DEVICE WITH WATERPROOF STRUCTURE
Confirmation No.: 3948
Attorney Docket: 4041J-000332/DVA

Director of The United States Patent and Trademark Office
P.O. Box 1450
Alexandria, Virginia 22313-1450

RESPONSE TO ELECTION OF SPECIES

Sir:

In response to the Office Action mailed October 4, 2005, Paper No./Mail Date 09282005, please consider the following.

The Examiner has required an election of species pursuant to 35 U.S.C. § 121 to one of the following patentably distinct species:

- I. The species of overall system of Figures 1, 2 and 4;
- II. The species of overall system of Figure 5 (a modification of the first species of overall system);
- III. The species of overall system of Figure 6 (a modification of the first

species of overall system);

In addition please elect, consistent with the above election, one species of heat exchanger from the following:

- I. The species of heat exchanger of Figure 3;
- II. The species of heat exchanger of Figures 7-8C;
- III. The species of heat exchanger of Figures 9-10B;
- IV. The species of heat exchanger of Figure 11.

Applicants, without traverse, respectfully request the Examiner to proceed with Species I principally illustrated in Figures 1, 2 and 4 and Species I of heat exchanger principally illustrated in Figure 3. Applicants believe that Claims 13, 14 and 16-22 read on the elected species. Applicants request that the non-elected Claims be held in abeyance for possible rejoinder and/or further prosecution in future divisional and/or continuation applications.

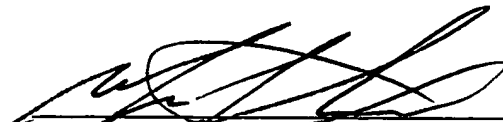
CONCLUSION

It is believed that a full and complete response has been made to the outstanding Office Action, and as such, the present application is in condition for allowance. Thus, prompt and favorable consideration of this Response is respectfully requested. If the Examiner believes that personal communication will expedite prosecution of this application, the Examiner is invited to telephone the undersigned at (248) 641-1600.

Respectfully submitted,

Dated: November 4, 2005
HARNESS, DICKEY & PIERCE, P.L.C.
P.O. Box 828
Bloomfield Hills, MI 48303
(248) 641-1600

By:


Michael J. Schmidt
Reg. No. 34,007

MJS/pmg